STATE OF CALIFORNIA **BUSINESS, CONSUMER SERVICES AND HOUSING AGENCY** DEPARTMENT OF BUSINESS OVERSIGHT

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27 28 TO: Untouchable Films, LLC Timothy Raymond-Presnel Chonacas

> 8200 Wilshire Boulevard, Third Floor Beverly Hills, CA 90211

8491 Sunset Boulevard, Suite 313 West Hollywood, CA 90069

2940 Westwood Boulevard, Second Floor Los Angeles, CA 90064

DESIST AND REFRAIN ORDER

(For violations of section 25401 of the Corporations Code)

The Commissioner of Business Oversight finds that:

- 1. At all relevant times, Untouchable Films, LLC (Untouchable Films) was registered with the California Secretary of State as a limited liability company. Untouchable Films maintained addresses at: 8200 Wilshire Boulevard, Third Floor, Beverly Hills, California 90211; 8491 Sunset Boulevard, Suite 313, West Hollywood, California 90069; and 2940 Westwood Boulevard, Second Floor, Los Angeles, California 90064. Untouchable Films operated and maintained an internet website located at http://www.untouchablefilms.com.
- 2. At all relevant times, Timothy Raymond-Presnel Chonacas (Chonacas) was the owner, producer, and managing member of Untouchable Films.
- 3. Untouchable Films and Chonacas solicited investors to finance and produce a motion picture project titled "Crash the Sky." To promote this investment opportunity, Untouchable Films and Chonacas sent the movie script and showed the "Crash the Sky" trailer to potential investors.
- 4. To invest in the production of "Crash the Sky," each investor was required to sign a "financing agreement" and send \$50,000.00 via wire transfer to Untouchable Film's bank account located in Los Angeles, California.

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- 5. According to the "financing agreement," investors were entitled to recover their investor contribution on a pro rata basis after applicable fees and expenses were deducted from the movie's profits.
- 6. Beginning on or about April 2014, Untouchable Films and Chonacas offered and sold securities to investors in the form of "financing agreements" to at least one California resident. Untouchable Films and Chonacas claimed their investment opportunity in "Crash the Sky" was guaranteed "not to lose money."
- 7. In connection with the offer and sale of these securities, Untouchable Films and Chonacas made, or cause to be made, misrepresentations of material fact or omitted to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading. These misrepresentations and omissions included, but are not limited to the following:
- Untouchable Film and Chonacas misrepresented to investors that financing and (a) producing the movie "Crash the Sky" was a safe investment and guaranteed "not to lose money."
- (b) Untouchable Film and Chonacas misrepresented that investors could recover their investment principal even if the movie "Crash the Sky" was not made.
- (c) Untouchable Films and Chonacas omitted to state the material fact that the California Franchise Tax Board had suspended Untouchable Film's powers, rights, and privileges on March 1, 2013, pursuant to the provisions of the California Revenue and Taxation Code.

Based on the foregoing findings, the Commissioner of Business Oversight is of the opinion that the securities offered by Untouchable Films, LLC and Timothy Raymond-Presnel Chonacas were offered in this state by means of written or oral communications that included untrue statements of material fact or omitted to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, in violation of section 25401 of the Corporate Securities Law of 1968.

Pursuant to section 25532 of the Corporate Securities Law of 1968, Untouchable Films, LLC and Timothy Raymond-Presnel Chonacas, are hereby ordered to desist and refrain from offering or selling or buying or offering to buy any security in the State of California, including but not limited

1	to, "financing agreements" in Untouchable Films, LLC by means of any written or oral	
2	communication which includes an untrue statement of a material fact or omits to state a material fact	
3	necessary in order to make the statements made, in the light of the circumstances under which they	
4	were made, not misleading.	
5	This Order is necessary, in the public interest, for the protection of investors and consistent	
6	with the purposes, policies, and provisions of the Corporate Securities Law of 1968.	
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8	11	JAN LYNN OWEN
9	Los Angeles, California	Commissioner of Business Oversight
10	By:	
11		MARY ANN SMITH
12		Deputy Commissioner Enforcement Division
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